

HOUSE No. 828

By Mr. Nyman of Hanover, petition of Robert J. Nyman and others relative to the penalty for the possession of firearm by convicted felons. The Judiciary.

The Commonwealth of Massachusetts

PETITION OF:

Robert J. Nyman
Bruce E. Tarr

Richard T. Moore

In the Year Two Thousand and Five.

AN ACT PUNISHING POSSESSION OF A FIREARM BY A FELON.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 G.L. c. 266 § 10 is hereby amended by adding a new subsection
2 (n) as follows:
3 Whoever, except as provided or exempted by statute, who has
4 been convicted of a felony under the laws of this or any other state
5 or of the federal government, knowingly has in his possession; or
6 knowingly has under his control in a vehicle; a firearm, rifle or
7 shotgun, loaded or unloaded, as defined in section one hundred
8 and twenty-one of chapter one hundred and forty without either:
9 (1) having in effect a license to carry firearms issued under
10 section one hundred and thirty-one of chapter one hundred and
11 forty; or
12 (2) having in effect a license to carry firearms issued under
13 section one hundred and thirty-one F of chapter one hundred and
14 forty, whichever is required, shall be punished by imprisonment
15 for not less than five years nor more than ten years in the state
16 prison, or for not less than eighteen months nor more than two and
17 one-half years in a jail or house of correction.